

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF KENTUCKY POWER)	
COMPANY D/B/A AMERICAN ELECTRIC POWER)	
FOR APPROVAL OF AN AMENDED COMPLIANCE)	
PLAN FOR PURPOSES OF RECOVERING THE)	CASE NO. 2002-00169
COSTS OF NEW AND ADDITIONAL POLLUTION)	
CONTROL FACILITIES AND TO AMEND ITS)	
ENVIRONMENTAL COST RECOVERY)	
SURCHARGE TARIFF)	

O R D E R

On September 30, 2002, the Kentucky Power Company d/b/a American Electric Power (Kentucky Power) filed an application, pursuant to KRS 278.183, seeking approval of an amended compliance plan for purposes of recovering the costs of new and additional pollution control facilities and to amend its Environmental Surcharge tariff. Kentucky Power included with its application a proposed surcharge tariff with an effective date of October 30, 2002.

The Commission finds that further proceedings are necessary to investigate the reasonableness of the proposed amendments to Kentucky Power s compliance plan and surcharge tariff. Pursuant to KRS 278.183(2), the Commission has 6 months to complete its investigation and determine the reasonableness of the compliance plan and rate surcharge. Until that determination is made, Kentucky Power s proposed tariff cannot be implemented under KRS 278.183. The procedural schedule set forth in Appendix A provides for the completion of this investigation within 6 months.

IT IS THEREFORE ORDERED that:

1. Kentucky Power shall not implement its proposed surcharge tariff until the Commission has made a determination of whether it is reasonable and cost-effective.

2. The procedural schedule set forth in Appendix A, which is attached hereto and incorporated herein, shall be followed.

3. All requests for information and responses thereto shall be appropriately indexed. Any request for information from the Commission Staff shall be responded to as if set forth in a Commission Order. All responses shall include the name of the witness who will be responsible for responding to the questions related to the information provided, with copies to all parties of record and 8 copies to the Commission.

4. Any party filing testimony shall file an original and 11 copies. The original and at least 3 copies of the testimony shall be filed as follows:

- a. Together with cover letter listing each person presenting testimony.
- b. Bound in 3-ring binders or with any other fastener which readily opens and closes to facilitate easy copying.
- c. Each witness s testimony should be tabbed.
- d. Every exhibit to each witness s testimony should be appropriately marked.

5. Kentucky Power shall give notice of the hearing in accordance with the provisions set out in 807 KAR 5:011, Section 8(5). At the time publication is requested, Kentucky Power shall forward a duplicate of the notice and request to the Commission.

6. At any public hearing in this matter, neither opening statements nor summarization of direct testimonies shall be permitted.

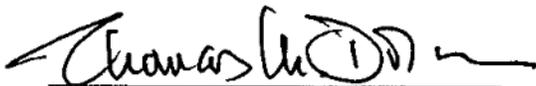
7. Motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of compelling reasons.

8. Nothing contained herein shall prevent the Commission from entering further Orders in this matter.

Done at Frankfort, Kentucky, this 22nd day of October, 2002.

By the Commission

ATTEST:

A handwritten signature in black ink, appearing to read "Charles H. [unclear]", written over a horizontal line.

Executive Director

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2002-00169 DATED OCTOBER 22, 2002

All initial requests for information to Kentucky Power shall be filed no later than	11/06/02
Kentucky Power shall file responses to initial requests for information no later than.....	11/20/02
All supplemental requests for information to Kentucky Power shall be filed no later than	12/04/02
Kentucky Power shall file responses to supplemental requests for information no later than	12/18/02
Intervenor testimony, if any, in verified prepared form, shall be filed no later than	01/03/03
All requests for information to Intervenors shall be filed no later than.....	01/13/03
Intervenors shall file responses to request for information no later than.....	01/23/03
Last day for Kentucky Power to publish notice of hearing.....	01/29/03
Kentucky Power shall file rebuttal testimony, if any, in verified prepared form, no later than	01/30/03
Public Hearing shall begin at 9:00 a.m., Eastern Standard Time, in Hearing Room 1 of the Commission s offices at 211 Sower Boulevard, Frankfort, Kentucky, for the purpose of cross-examination of witnesses of Kentucky Power and Intervenors	02/05/03
Briefs, if any, shall be filed by.....	02/26/03